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20 DEC 2006

12/20/06 WED 11:38 FAX 617 535 3869

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Date: 20 December 2006

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To:	Company:	Facsimile No:	Telephone No:
PCT	USPTO	1-571-273-3201	
From:	Simona Levi Minzi	Direct Phone:	617.535.4049
E-Mail:	slevi@mwe.com	Original to Follow by Mail:	No
Client/Matter/Tkpr:	068911-0126-07988	Number of Pages, Including Cover:	10

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U.S. practice conducted through McDermott Will & Emery LLP
28 State Street Boston, Massachusetts 02109-1775 Telephone: 617.535.4000
BST99 1410871-1.T03792.0011

PAGE 1/10 * RCVD AT 12/20/2006 10:39:36 AM [Eastern Standard Time] * SVR:USPTO-EFXRF-6/37 * DNIS:2733201 * CSID:617 535 3869 * DURATION (mm:ss):03:16

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: J. Babisch, et al.
 Serial No. 10/557,293
 Filing Date November 18, 2005
 Title: Anti-Inflammatory Pharmaceutical Compositions for Reducing Inflammation
 and The Treatment or Prevention of Gastric Toxicity
 Docket: 068911-0126

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Commissioner for Mail Stop PCT, Patents, P. O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted (571-273-8900) to the USPTO, on the date indicated below.

Date: 20 December 2006

Erin M. Olson
 Erin M. Olson

Mail Stop PCT
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Sir:

Enclosed herewith for filing in connection with the above-identified patent application are the following:

- 1) Response To Notice to File Missing Requirements; and
- 2) Copy of Notice to File Missing Requirements Under 35 USC 371 dated August 29, 2006;
- 3) Petition for Two-Month Extension of Time; and
- 4) Return postcard.

The Commissioner is hereby authorized to charge the Extension fee of \$450.00, the Additional Claim fee of \$500, further fees which may become due, or credit any overpayment, to Deposit Account Number 50-1133.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Simona Levi-Minzi, Reg. No.: 43,750
 28 State Street
 Boston, MA 02109-1775
 Telephone: (617) 535-4000
 Facsimile: (617) 535-3800

Date: 12/20/06

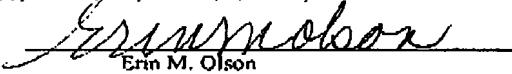
PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE
 UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

Dear Sir:

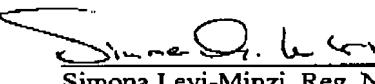
In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) dated August 29, 2006, Applicants enclose an executed Declaration and Power of Attorney for Patent Application.

The Commissioner is hereby authorized to charge the Extension fee of \$450.00, the Additional Claim fee of \$500, further fees which may become due, or credit any overpayment, to Deposit Account Number 50-1133.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Date: 12/20/06



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UNITED STATES PATENT AND TRADEMARK OFFICE

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www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/557,293	John G. Babish	068911.0126
INTERNATIONAL APPLICATION NO.		
PCT/US04/16043		
IA. FILING DATE	PRIORITY DATE	
05/21/2004	05/22/2003	
CONFIRMATION NO. 9021		
371 FORMALITIES LETTER		
 OC000000020220142		

Date Mailed: 08/29/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 11/18/2005
- Copy of the International Search Report filed on 11/18/2005
- Request for Immediate Examination filed on 11/18/2005
- U.S. Basic National Fees filed on 11/18/2005
- Priority Documents filed on 11/18/2005
- Specification filed on 11/18/2005
- Claims filed on 11/18/2005
- Abstracts filed on 11/18/2005
- Drawings filed on 11/18/2005

McDermit Will & Emery LLP
 Re: 68911-126
 Action Date: 10/27/06
 Action Due: 11/18/06
 Docketed By: BAE Date: 9/16/06

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of \$500 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

SUMMARY OF FEES DUE:

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Page 2 of 2

Total additional fees required for this application is \$375 for a Small Entity:

- Total additional claim fee(s) for this application is \$ 500
 - \$500 for 6 independent claims over 3.

(A previous payment of \$125 will be applied to the additional fees indicated above.)

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/557,293	PCT/US04/16043	068911.0126

FORM PCT/DO/EO/905 (371 Formalities Notice)

Best Available Copy